# REPORT OF THE AUDIT OF THE OLDHAM COUNTY SHERIFF'S SETTLEMENT - 2002 TAXES

**April 25, 2003** 



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### EDWARD B. HATCHETT, JR. AUDITOR OF PUBLIC ACCOUNTS

To the People of Kentucky
Honorable Paul E. Patton, Governor
Gordon C. Duke, Secretary
Finance and Administration Cabinet
Dana Mayton, Secretary, Revenue Cabinet
Honorable Mary Ellen Kinser, Oldham County Judge/Executive
Honorable Steven W. Sparrow, Oldham County Sheriff
Members of the Oldham County Fiscal Court

The enclosed report prepared by Carpenter, Mountjoy & Bressler, PSC, Certified Public Accountants, presents the Oldham County Sheriff's Settlement - 2002 Taxes.

We engaged Carpenter, Mountjoy & Bressler, PSC, to perform the financial audit of this statement. We worked closely with the firm during our report review process; Carpenter, Mountjoy & Bressler, PSC, evaluated the Oldham County Sheriff's internal controls and compliance with applicable laws and regulations.

Respectfully submitted,

Edward B. Hatchett, Jr. Auditor of Public Accounts

Enclosure



#### **EXECUTIVE SUMMARY**

### AUDIT EXAMINATION OF THE OLDHAM COUNTY SHERIFF'S SETTLEMENT - 2002 TAXES

#### **April 25, 2003**

Carpenter, Mountjoy & Bressler, PSC has completed the audit of the Sheriff's Settlement - 2002 Taxes for Oldham County Sheriff as of April 25, 2003. We have issued an unqualified opinion on the financial statement taken as a whole. Based upon the audit work performed, the financial statement is presented fairly in all material respects.

#### **Financial Condition:**

The Sheriff collected taxes of \$28,410,821 for the districts for 2002 taxes, retaining commissions of \$648,606 to operate the Sheriff's office. The Sheriff distributed taxes of \$27,730,345 to the districts for 2002 Taxes.

#### **Deposits:**

The Sheriff's deposits were insured and collateralized by bank securities or bonds.

CONTENTS	PAGE
COTTENTS	THEE

INDEPENDENT AUDITOR'S REPORT	. 1
SHERIFF'S SETTLEMENT - 2002 TAXES	.3
NOTES TO FINANCIAL STATEMENTS	.5
REPORT ON COMPLIANCE AND ON INTERNAL CONTROL	
OVER FINANCIAL REPORTING BASED ON AN AUDIT OF THE FINANCIAL	
STATEMENT PERFORMED IN ACCORDANCE WITH GOVERNMENT AUDITING STANDARDS	.9



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#### **Independent Auditor's Report**

We have audited the Oldham County Sheriff's Settlement - 2002 Taxes as of April 25, 2003. This tax settlement is the responsibility of the Oldham County Sheriff. Our responsibility is to express an opinion on this financial statement based on our audit.

We conducted our audit in accordance with auditing standards generally accepted in the United States of America, the standards applicable to financial audits contained in Government Auditing Standards issued by the Comptroller General of the United States, and the Audit Guide for Sheriff's Tax Settlements issued by the Auditor of Public Accounts, Commonwealth of Kentucky. Those standards require that we plan and perform the audit to obtain reasonable assurance about whether the financial statement is free of material misstatement. An audit includes examining, on a test basis, evidence supporting the amounts and disclosures in the financial statement. An audit also includes assessing the accounting principles used and significant estimates made by management, as well as evaluating the overall financial statement presentation. We believe that our audit provides a reasonable basis for our opinion.

As described in Note 1, the Sheriff's office prepares the financial statement on a prescribed basis of accounting that demonstrates compliance with the modified cash basis and laws of Kentucky, which is a comprehensive basis of accounting other than accounting principles generally accepted in the United States of America.

In our opinion, the accompanying financial statement referred to above presents fairly, in all material respects, the Oldham County Sheriff's taxes charged, credited, and paid as of April 25, 2003, in conformity with the modified cash basis of accounting.

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In accordance with <u>Government Auditing Standards</u>, we have also issued our report dated August 21, 2003, on our consideration of the Sheriff's internal control over financial reporting and on our tests of its compliance with certain provisions of laws, regulations, contracts, and grants. That report is an integral part of an audit performed in accordance with <u>Government Auditing Standards</u> and should be read in conjunction with this report in considering the results of our audit.

Respectfully submitted,

Carpenter, Mountjoy & Bressler, PSC

Carpenter, Mountjoy & Bressler, PSC

Audit fieldwork completed - August 21, 2003

#### OLDHAM COUNTY STEVEN W. SPARROW, COUNTY SHERIFF SHERIFF'S SETTLEMENT - 2002 TAXES

#### April 25, 2003

Special

<u>Charges</u>	Co	ounty Taxes	Tax	ing Districts	S	chool Taxes	St	tate Taxes
Real Estate	\$	2,755,429	\$	4,290,981	\$	16,503,261	\$	3,957,265
Tangible Personal Property		77,043		103,453		375,337		251,893
Intangible Personal Property								187,953
Increases Through Exonerations		12,374		15,445		66,151		8,375
Franchise Corporation		98,056		129,038		490,182		
Additional Billings		3,812		2,933		22,671		5,664
Limestone, Sand, and Mineral Reserves		1,278		2,165		7,643		1,833
Penalties		8,625		13,337		51,516		12,789
Adjusted to Sheriff's Receipt		67		22		(9)		21
Gross Chargeable to Sheriff	\$	2,956,684	\$	4,557,374	\$	17,516,752	\$	4,425,793
<u>Credits</u>								
Exonerations	\$	8,804	\$	23,618	\$	59,192	\$	13,294
Discounts		47,196		73,044		281,120		73,395
Delinquents:								
Real Estate		44,372		69,508		265,760		63,726
Tangible Personal Property		1,861		2,298		8,874		6,634
Intangible Personal Property								3,085

102,233

2,854,451

2,732,849

2,729,614

3,245

(10) \$

121,602

\$

\$

168,468

4,388,905

4,297,006

4,292,109

4,895

\*\*

\$

91,899

614,946

253,527

\$ 16,901,806

\$ 16,648,279

16,629,129

19,240

(90) \$

160,134

4,265,659

4,084,081

4,079,493

4,699

(111)

181,578

**Total Credits** 

Taxes Due

Taxes Paid

Taxes Collected

Less: Commissions \*

Refunds (Current and Prior Year)

Due Districts or (Refunds Due Sheriff) as of Completion of Fieldwork

<sup>\*</sup> and \*\* See Page 4.

OLDHAM COUNTY STEVEN W. SPARROW, COUNTY SHERIFF SHERIFF'S SETTLEMENT - 2002 TAXES April 25, 2003 (Continued)

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10% on	\$ 10,000
4.25% on	\$ 8,587,343
1% on	\$ 2,911,672
1.5% on	\$ 16,901,806

#### \*\* Special Taxing Districts:

Library District	\$ (7)
Health District	(4)
Ambulance District	(6)
North Oldham Fire District	17
Ballardsville Fire District	12
South Oldham Fire District	(11)
LaGrange Fire District	 1

#### OLDHAM COUNTY NOTES TO FINANCIAL STATEMENTS

April 25, 2003

#### Note 1. Summary of Significant Accounting Policies

#### A. Fund Accounting

The Sheriff's office tax collection duties are limited to acting as an agent for assessed property owners and taxing districts. A fund is used to account for the collection and distribution of taxes. A fund is a separate accounting entity with a self-balancing set of accounts. Fund accounting is designed to demonstrate legal compliance and to aid financial management by segregating transactions related to certain government functions or activities.

#### B. Basis of Accounting

The financial statement has been prepared on a modified cash basis of accounting. Basis of accounting refers to when charges, credits, and taxes paid are reported in the settlement statement. It relates to the timing of measurements regardless of the measurement focus.

Charges are sources of revenue which are recognized in the tax period in which they become available and measurable. Credits are reductions of revenue which are recognized when there is proper authorization. Taxes paid are uses of revenue which are recognized when distributions are made to the taxing districts and others.

#### C. Cash and Investments

At the direction of the fiscal court, KRS 66.480 authorizes the Sheriff's office to invest in the following, including but not limited to, obligations of the United States and of its agencies and instrumentalities, obligations and contracts for future delivery or purchase of obligations backed by the full faith and credit of the United States, obligations of any corporation of the United States government, bonds or certificates of indebtedness of this state, and certificates of deposit issued by or other interest-bearing accounts of any bank or savings and loan institution which are insured by the Federal Deposit Insurance Corporation (FDIC) or which are collateralized, to the extent uninsured, by any obligation permitted by KRS 41.240(4).

#### Note 2. Deposits

The Sheriff maintained deposits of public funds with depository institutions insured by the Federal Deposit Insurance Corporation (FDIC). According to KRS 66.480(1)(d) and KRS 41.240(4), the depository institution should pledge or provide sufficient collateral which, together with FDIC insurance, equals or exceeds the amount of public funds on deposit at all times. In order to be valid against the FDIC in the event of failure or insolvency of the depository institution, this pledge or provision of collateral should be evidenced by an agreement between the Sheriff and the depository institution, signed by both parties, that is (a) in writing, (b) approved by the board of directors of the depository institution or its loan committee, which approval must be reflected in the minutes of the board or committee, and (c) an official record of the depository institution. These requirements were met, and as of April 25, 2003, the Sheriff's deposits were fully insured or collateralized at a 100% level with collateral of either pledged securities held by the Sheriff's agent in the Sheriff's name, or provided surety bond which named the Sheriff as beneficiary/obligee on the bond.

OLDHAM COUNTY NOTES TO FINANCIAL STATEMENT April 25, 2003 (Continued)

Note 3. Tax Collection Period

#### **Property Taxes**

The real and personal property tax assessments were levied as of January 1, 2002. Property taxes were billed to finance governmental services for the year ended June 30, 2003. Liens are effective when the tax bills become delinquent. The collection period for these assessments was September 19, 2002 through April 25, 2003.

Note 4. Interest Income

The Oldham County Sheriff earned \$13,000 as interest income on 2002 taxes. The Sheriff distributed the appropriate amount to the school district as required by statute, and the remainder will be used to operate the Sheriff's office.

Note 5. Sheriff's 10% Add-On Fee

The Oldham County Sheriff collected \$68,597 of 10% add-on fees allowed by KRS 134.430(3). This amount will be used to operate the Sheriff's office.

Note 6. Advertising Costs And Fees

The Oldham County Sheriff collected \$1,884 of advertising costs and \$2,947 of advertising fees allowed by KRS 424.330(1) and KRS 134.440(2). The Sheriff distributed the advertising costs to the county as required by statute, and the advertising fees will be used to operate the Sheriff's office.

Note 7. Bond Coverage

KRS 134.320 and KRS 134.250 give the Fiscal Court the authority to require the Sheriff to have a county revenue bond. The county revenue bond is supposed to cover all tax monies in the Sheriff's possession. During the 2001 tax year, the highest amount of tax collections on hand for the tax account was \$14,691,609. Since the Sheriff's county revenue bond was only \$325,000, the amount for the bond appears inadequate to protect the county from potential loss.

# REPORT ON COMPLIANCE AND ON INTERNAL CONTROL OVER FINANCIAL REPORTING BASED ON AN AUDIT OF THE FINANCIAL STATEMENT PERFORMED IN ACCORDANCE WITH GOVERNMENT AUDITING STANDARDS



To the People of Kentucky
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Report On Compliance And On Internal Control Over Financial Reporting Based On An Audit Of The Financial Statement Performed In Accordance With Government Auditing Standards

We have audited the Oldham County Sheriff's Settlement - 2002 Taxes as of April 25, 2003, and have issued our report thereon dated August 21, 2003. We conducted our audit in accordance with auditing standards generally accepted in the United States of America and the standards applicable to financial audits contained in <u>Government Auditing Standards</u> issued by the Comptroller General of the United States.

#### Compliance

As part of obtaining reasonable assurance about whether the Oldham County Sheriff's Settlement - 2002 Taxes as of April 25, 2003 is free of material misstatement, we performed tests of its compliance with certain provisions of laws, regulations, contracts, and grants, noncompliance with which could have a direct and material effect on the determination of financial statement amounts. However, providing an opinion on compliance with those provisions was not an objective of our audit and, accordingly, we do not express such an opinion. The results of our tests disclosed no instances of noncompliance that are required to be reported under Government Auditing Standards.

#### Internal Control Over Financial Reporting

In planning and performing our audit, we considered the Oldham County Sheriff's internal control over financial reporting in order to determine our auditing procedures for the purpose of expressing our opinion on the financial statement and not to provide assurance on the internal control over financial reporting. Our consideration of the internal control over financial reporting would not necessarily disclose all matters in the internal control over financial reporting that might be material weaknesses. A material weakness is a condition in which the design or operation of one or more of the internal control components does not reduce to a relatively low level the risk that misstatements in amounts that would be material in relation to the financial statement being audited may occur and not be detected within a timely period by employees in the normal course of performing their assigned functions. We noted no matters involving the internal control over financial reporting and its operation that we consider to be material weaknesses.

Report On Compliance And On Internal Control Over Financial Reporting Based On An Audit Of The Financial Statement Performed In Accordance With Government Auditing Standards (Continued)

This report is intended solely for the information and use of management and is not intended to be and should not be used by anyone other than the specified party.

Respectfully submitted,

Carpenter, Mountjoy & Bressler, PSC

Carpenter, Mountjoy & Bressler, PSC

Audit fieldwork completed - August 21, 2003